

WENDEROTH, LIND & PONACK, L.L.P.  
2033 K Street, N.W., Suite 800  
Washington, D.C. 20006

Telephone: (202)721-8200  
Facsimile: (202)721-8250

**FAX TRANSMISSION COVER SHEET**

To: Examiner Merek Art Unit: 3727

Fax Number: 703-746-4232

From: Joseph M. Gorski

Date: September 8, 2004

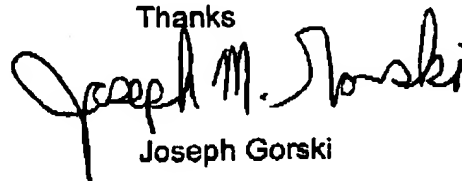
Re: US Application Serial No. 09/732,729

\*\*\*\*\*

TOTAL NUMBER OF PAGES TRANSMITTED, INCLUDING COVER SHEET 3

Message: Pursuant to our phone conversation of today, please find provided herewith proposed amendments to claim 26. I believe that these amendments overcome the new matter rejection by reciting that the "first portion" is part of the sidewall of the container and not part of the flange, and by reciting that the "second portion" extends -- radially --. It is also believed that these amendments overcome the prior art rejections because the portion of Miller that appears to correspond to the claimed "second portion" does not form an angle of 90 degrees with the longitudinal axis of the container as shown in the attached Figure 6, and thus does not extend "radially". Let me know your thoughts.

Thanks

  
Joseph Gorski

CONFIDENTIALITY

The documents transmitted herewith contain confidential and/or privileged information intended only for the use of the person or entity to whom addressed. If you are not the intended recipient, or an agent of the recipient responsible for delivering it to the intended recipient, then you have received this transmission in error and are advised to notify us by telephone or fax, and return the document to us by mail. Unauthorized copying, distribution, disclosure or other use of this information is prohibited.